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SGD/BSL  
August 10, 2006

PATENT APPLICATION  
Attorney's Docket No.: 3211.1004-021

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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AUG 10 2006

Applicants: Keizo Koya, Lijun Sun, Mitsunori Ono, Weiwen Ying and Hao Li

Application No.: 10/849,978 Group: 1625

Filed: May 20, 2004 Examiner: Covington, Raymond K.

Confirmation No.: 8629

For: 1-GLYOXYLAMIDE INDOLIZINES FOR TREATING CANCER

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
8-10-2006	Mary J. Dawson
Date	Signature
MARY J. DAWSON	
Typed or printed name of person signing certificate	

AMENDMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment is being filed in response to the Office Action mailed from the U.S. Patent and Trademark Office on May 04, 2006 in the above-identified application. Reconsideration and further examination are requested.

An extension of time to respond to the Office Action is respectfully requested. A Petition for Extension of Time and the appropriate fee are being filed concurrently with this Amendment.

Please amend the application as follows:

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.  
530 Virginia Road, P.O. Box 9133  
Concord, MA 01742-9133

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Telephone: (978) 341-0036

Facsimile: (978) 341-0136

**CENTRAL LOCATION****FACSIMILE COVER SHEET****Examiner:** Raymond K. Covington **Group:** 1625**Date:** August 10, 2006**Client Code:** 3211**Facsimile No.:** 571-273-8300**From:** Booyong S. Lim, Reg. No. L0200**Subject: Paper:** Amendment**Docket No.:** 3211.1004-021**Applicants:** Keizo Koya, *et al.***Serial No.:** 10/849,978**Filing Date:** May 20, 2004Number of pages including this cover sheet: 21Please confirm receipt of facsimile: Yes XX No     

Included in this facsimile are the following documents for filing in the above application:

1. Amendment (15 pages)
2. Copy of Executed Terminal Disclaimer (1 page)
3. Copy of Executed Statement Under 3.73(b) (1 page)
4. Fee Transmittal w/1 Month Ext. Of Time (3 pages)

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SGD/BSL/mjd  
August 10, 2006

DOCKET NO. 3211 1004-021

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants: Keizo Koya, Lijun Sun, Mitsunori Ono, Weiwen Ying and Hao Li  
Application No.: 10/849,978 Group: 1625  
Filed: May 20, 2004 Examiner: Covington, Raymond K.  
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Date	8/10/2006
Signature	<i>Mary J. Dawson</i>
Typed or printed name of person signing certificate	

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for filing in the above-identified application

- [ ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

08/11/2006 MBINAS 00000056 000300 10049978  
01 FC:1251 120.00 DA

10/849,978

-2-

The claims fee has been calculated as shown below:

					SMALL ENTITY		OTHER THAN SMALL ENTITY		
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	OR	RATE	ADDIT. FEE
TOTAL	26	MINUS *	26		X \$ 25	\$ 0		X \$50	\$ 0
INDEP	2	MINUS **	3		X \$100	\$ 0		X \$200	\$ 0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+	\$180	\$	+	\$360
					TOTAL= \$ 0			TOTAL= \$ 0	

\* not fewer than 20  
\*\* not fewer than 3

The Application Size Fee has been calculated as shown below:  
(Effective for cases filed on or after December 8, 2004)

Actual Sheets (Including current amendment)	Highest No. of Sheets Paid For (At least 100)	No. of Additional Units Required (Increments of 50 sheets)	SMALL ENTITY		OTHER THAN SMALL ENTITY		Payment Sufficient for up to [ ] Sheets
			Rate	Total Amount Owed	Rate	Total Amount Owed	
			X \$125	\$[ ]	X \$250	\$[ ]	

#### Petition for Extension of Time

- [X] Applicant hereby petitions to extend the time to respond to the Office Action dated May 4, 2006 for 1 month from August 4, 2006 to September 4, 2006. The appropriate fee is set forth below.

10/849,978

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**Please charge Deposit Account No. 08-0380 for the following fees:**

<input checked="" type="checkbox"/> [X]	Petition for one-month Extension of Time	\$ <u>120</u>
<input type="checkbox"/> [ ]	Claims Fee	\$ _____
<input type="checkbox"/> [ ]	Application Size Fee	\$ _____
<input type="checkbox"/> [ ]	Other Fees:	
	_____	\$ _____
	_____	\$ _____
	<b>TOTAL:</b>	\$ <u>120</u>

[ ] Claims Fee \$ \_\_\_\_\_

[ ] Application Size Fee \$ \_\_\_\_\_

[ ] Other Fees:

\_\_\_\_\_ \$ \_\_\_\_\_

TOTAL: \$ 120.

**A check is enclosed in payment of the following fees:**

<input type="checkbox"/>	Petition for [            ] month Extension of Time	\$ _____
<input type="checkbox"/>	Claims Fee	\$ _____
<input type="checkbox"/>	Application Size Fee	\$ _____
<input type="checkbox"/>	Other Fees:	
	_____	\$ _____
	_____	\$ _____
	<b>TOTAL:</b>	\$ <u>0</u>

☐ **Claims Fee** \$ \_\_\_\_\_

☐ Application Size Fee \$ \_\_\_\_\_

☐ Other Fees:

\_\_\_\_\_ \$ \_\_\_\_\_

TOTAL: \$ 0

☒ Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Booyong Shim  
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Dated: August 10, 2006